



**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA**

**In Re: Oil Spill by the Oil Rig
“Deepwater Horizon” in the Gulf
of Mexico, on April 20, 2010**

MDL NO. 2179

SECTION J

Applies to: *All Cases*

**JUDGE BARBIER
MAGISTRATE JUDGE SHUSHAN**

**REPORT BY THE CLAIMS ADMINISTRATOR OF THE DEEPWATER HORIZON
ECONOMIC AND PROPERTY DAMAGES SETTLEMENT AGREEMENT ON THE STATUS
OF CLAIMS REVIEW**

STATUS REPORT NO.

5

DATE

January 11, 2013



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STATUS OF CLAIMS REVIEW**

STATUS REPORT NO. 5, DATED JANUARY 11, 2013

The Claims Administrator of the Deepwater Horizon Economic and Property Settlement Agreement (the “Settlement Agreement”) submits this Report to inform the Court of the current status of the implementation of the Settlement Agreement. The Claims Administrator will provide any other information in addition to this Report as requested by the Court.

I. STATUS OF THE CLAIMS REVIEW PROCESSES AND CLAIM PAYMENTS

A. Claim Submissions.

1. Registration and Claim Forms.

The Claims Administrator opened the Settlement Program with needed functions staffed and operating on June 4, 2012, just over 30 days after the Claims Administrator’s appointment. We have received 102,974 Registration Forms and 101,844 submitted Claim Forms since the Program opened, as shown in the Public Statistics for the Deepwater Horizon Economic and Property Damages Settlement (“Public Report”) attached as Appendix A. Claimants have begun but not fully completed and submitted another 11,806 Claim Forms. The Forms are available online, in hard copy, or at Claimant Assistance Centers located throughout the Gulf. Of the total Claim Forms submitted, 11% of claimants filed in the Seafood Program, 27% filed Individual



Economic Loss (IEL) Claims, and 29% filed Business Economic Loss (BEL) Claims (including Start-up and Failed BEL Claims). *See* App. A, Table 2. DWH staff at the Claimant Assistance Centers assisted in completing 21,075 of these Claim Forms. *See* App. A, Table 3. The nineteen Claimant Assistance Centers also provide other forms, including Personal Representative Forms, Subsistence Interview Forms and Sworn Written Statements and Authorizations.

2. Minors, Incompetents and Deceased Claimants.

The table below describes the claims filed on behalf of minors, incompetents and deceased claimants in the Program to date.

Table 1. Minors, Incompetents and Deceased Claimants				
		Minor Claimants Total	Incompetent Claimants Total	Deceased Claimants Total
1.	Claims Filed	25	31	94
2.	Referred to GADL	15	11	N/A
3.	Eligible for Payment	0	8	43
4.	Approval Orders Filed	0	0	6

3. Third Party Claims.

Court Approved Procedure No. 1 defines the process by which the Claims Administrator will receive, process and pay the claims and/or liens asserted by attorneys, creditors, governmental agencies, or other third parties against the payments to be made by the Claims Administrator to eligible claimants under the Settlement Agreement (“Third Party Claims”). We continue to process and pay Third Party Claims as reflected in Table 2 below.



Table 2. Third Party Claims							
	Type of Third Party Claim ("TPC")	TPCs Asserted	TPCs Asserted Against Claimants With a DHCC ID	TPCs¹ Asserted Against Payable Claims	Valid TPCs Asserted Against Payable Claims	TPCs Paid/Ready for Payment (TPClmt)	Claims with TPCs Paid/Ready for Payment (Clmt)
1.	Attorney's Fees	2,052	1,095	156	69	31	129
2.	IRS Levies	297	182	22	22	15	15
3.	Individual Domestic Support Obligations	213	106	37	37	9	16
4.	Blanket State-Asserted Multiple Domestic Support Obligations	4 states	N/A	N/A	N/A	0	0
5.	3rd Party Lien/Writ of Garnishment	1,141	668	11	1	1	1
6.	Other	16	7	1	0	0	4
7.	TOTAL	3,719	2,058	227	129	56	165²

To date, we have filed 293 responses to IRS levies, 175 responses to Individual State Agency assertions of Domestic Support Obligations, and 140 Answers of Garnishee. These responses formally acknowledge our receipt of these third party claim documents. We have removed 759 lien holds due to parties releasing their claims or resolving disputes.

B. Claims Review.

We completed our first reviews and issued our first outcome notices on July 15, 2012, and Payments on July 31, 2012. There are many steps involved in reviewing a claim so that it is ready for a notice.

1. Identity Verification.

¹ Validity assessed after affected Claimant receives an Eligibility Notice and submits a signed Release.

² Claimants who are currently resolving a dispute with the Third Party Claimant were paid the undisputed portion of their Settlement Payment(s). A Third Party Claim can be asserted against one or more Settlement Program Claims.



The Tax Identity Number (TIN) Verification review is the first step in the DWH claims review process. The table below contains information on the total number of claimants reviewed in the Program, the outcome of those reviews, and the percentage of claimants that receive Verification Notices after review.

Table 3. Identity Verification Review Activity.			
	Outcome	Total Claimants Reviewed	Total Percentage
1.	Verified During Review	27,784	82%
2.	SSN Notice Issued/To Be Issued	1,715	5%
3.	ITIN Notice Issued/To Be Issued	360	1%
4.	EIN Notice Issued/To Be Issued	4,250	12%
5.	Total Reviewed	34,109	100%

The table below contains information on the number of TIN Verification Notices issued, how many have been cured after the claimant responded to the Notice, and the average time to cure in days.

Table 4. Identity Incompleteness Activity.					
	Notice Type	Notices Issued	Number Cured	Percentage Cured	Average Time to Cure in Days
1.	SSN Notice	1,334	993	74%	87
2.	ITIN Notice	330	269	81%	76
3.	EIN Notice	2,579	1,918	74%	77
4.	Total Issued	4,243	3,180	75%	80

2. Employer Verification Review (“EVR”).

The EVR process ensures that all employees of the same business are treated uniformly and that each business is placed in the proper Zone. The review also walks through the intricate analysis necessary to assign the right NAICS code to a business. The EVR team has completed the EVR analysis for over 96,000 businesses and rental properties.



From December 11, 2012 through January 10, 2013, the team completed the EVR step for 12,911 businesses and properties. We identified an average of 392 new businesses and properties to review each day and completed the EVR review for an average of 416 businesses and properties each day. We continue to review new businesses and rental properties on a first-in, first-out basis, keeping pace with the current volume of businesses and properties identified for review.

3. Exclusions.

The Exclusions review process ensures that claims and claimants excluded under the Settlement Agreement are appropriately denied. The Exclusions team guides the reviewers and the EVR team when questions arise during the exclusion determination. Table 5 below shows the number of Denial Notices issued to date for each Exclusion Reason and the team responsible:

Table 5. Exclusions			
	Exclusion Reason	Team Responsible	Total Denial Notices
1.	GCCF Release	Exclusions	2,753
2.	BP/MDL 2179 Defendant		51
3.	District Court for E.D. LA		0
4.	Not a Member of the Economic Class	Claims Reviewers	34
5.	Bodily Injury		0
6.	BP Shareholder		4
7.	Transocean/Halliburton Claim		0
8.	Governmental Entity	Claims Reviewers/ EVR	170
9.	Oil and Gas Industry		103
10.	BP-Branded Fuel Entity		14
11.	Menhaden Claim	EVR	5
12.	Financial Institution		61
13.	Gaming Industry		249
14.	Insurance Industry		43
15.	Defense Contractor		20
16.	Real Estate Developer		0
17.	Trust, Fund, Financial Vehicle		2
18.	Total Denial Notices from Exclusions		



4. Claimant Accounting Support Reviews.

A special team handles Claimant Accounting Support (“CAS”) reviews. CAS reimbursement is available under the Settlement Agreement for IEL, BEL, and Seafood claims. After a claim is returned from the Accountants or BrownGreer’s reviewers as payable and the Compensation Amount is known, the CAS team reviews accounting invoices and CAS Sworn Written Statements. Table 6 includes information on the number of CAS reviews we have completed to date, whether the Accounting Support documentation was complete or incomplete, and the amounts reimbursed.

Table 6. Claimant Accounting Support Reviews					
	Claim Type	CAS Review Result		Total CAS Reviews to Date	CAS \$ Amount Reimbursed to Date
		Complete to Date	Incomplete to Date		
1.	BEL	2,929	327	3256	\$3,090,243.38
2.	IEL	425	116	541	\$25,215.86
3.	Seafood	1,931	346	2277	\$584,747.39
4.	TOTAL	5,285	789	6,074	\$3,700,206.63

5. QA Review.

The Quality Assurance (“QA”) process addresses three fundamental needs of the Settlement Program, which are to: (a) ensure that all claims are reviewed in accordance with the policies of the Settlement Agreement by targeting anomalous claims results through data metrics analysis; (b) provide a mechanism to monitor reviewer performance and the necessary tools to efficiently and effectively provide feedback to reviewers; and (c) identify areas of review resulting in high error rates that require retraining or refined review procedures and data validations.



We have implemented a reviewer follow-up process for all claim types. We provide daily follow-up to reviewers whose claims resulted in different results after a QA review the day before. We also have a report that identifies specific reviewers who require re-training, and reveals whether there are issues that warrant refresher training for all reviewers. Table 7 shows, by Claim Type, the number of claims identified for QA review through the database QA process, as well as how many QA reviews have been completed, how many are in progress, and how many are awaiting review.

Table 7. Quality Assurance Reviews						
	Claim Type	Total Claims Needing QA To Date	QA Reviews Completed	% Completed	QA Reviews in Progress	Claims Awaiting QA
1.	Seafood	6,427	5,062	79%	914	451
2.	IEL	5,430	4,106	76%	613	711
3.	BEL	2,871	2,068	72%	119	684
4.	Start-Up BEL	292	212	73%	15	65
5.	Failed BEL	851	636	75%	28	187
6.	Coastal Real Property	7,868	6,668	85%	210	990
7.	Real Property Sales	509	499	98%	2	8
8.	VoO Charter	5,939	5,861	99%	44	34
9.	Wetlands	691	548	79%	134	9
10.	TOTAL	30,878	25,660	83%	2,079	3,139

6. Claim Type Review Details.

Table 8 provides information on the number of claims filed, how many claims have been reviewed to Notice, the claims remaining to review, and how many claims were reviewed to either a Notice or “Later Notice” to date, by claim type. Table 8 splits the claims reviewed to a “Later Notice” into separate sections distinguishing claims receiving Notices after we conduct a Reconsideration review from claims reviewed for additional materials submitted by a claimant in response to an Incompleteness Notice.

**Table 8. Throughput Analysis of Claims Filed and Notices Issued****A. Claims Reviewed to First Notice**

	Claim Type	Status of All Claims Filed					Productivity Since Last Report on 12/11/12			
		Total Claims Filed To Date	Reviews Completed to Notice		Claims Remaining to Review		New Claims Filed	Avg Daily Claims Filed	Reviews Completed to First Notice	Avg Daily Reviews to First Notice
1.	Seafood	11,165	7,073	63%	4,092	37%	1,494	50	1,116	37
2.	IEL	24,986	15,564	62%	9,422	38%	1,165	39	1,209	40
3.	IPV/FV	162	114	70%	48	30%	8	<1	19	<1
4.	BEL	26,742	13,539	51%	13,203	49%	3,592	120	2,785	93
5.	Start-Up BEL	2,143	1,167	54%	976	46%	204	7	226	8
6.	Failed BEL	1,827	1,026	56%	801	44%	109	4	239	8
7.	Coastal RP	15,330	11,675	76%	3,655	24%	1,904	63	2,508	84
8.	Wetlands RP	2,829	1,218	43%	1,611	57%	400	13	541	18
9.	RPS	848	700	83%	148	17%	56	2	156	5
10.	Subsistence	7,777	205	3%	7,572	97%	705	24	16	1
11.	VoO	7,473	7,144	96%	329	4%	255	9	572	19
12.	Vessel	562	530	94%	32	6%	50	2	63	2
13.	TOTAL	101,844	59,955	59%	41,889	41%	9,942	331	9,450	314

B. Claims Reviewed to Later Notice

	Claim Type	Initial or Preliminary Incompleteness Response			Follow-Up Incompleteness Responses			Requests for Reconsideration		
		Total Responses	Claims with Later Notice	Remaining Claims	Total Responses	Claims with Later Notice	Remaining Claims ²	Total Requests	Claims with Later Notice	Remaining Claims ²
1.	Seafood	1,650	541	1,109	158	11	147	838	256	582
2.	IEL	7,045	1,946	5,099	784	68	716	567	358	209
3.	IPV/FV	40	14	26	1	0	1	3	0	3
4.	BEL	6,863	2,777	4,086	970	120	850	519	184	335
5.	Start-Up BEL	596	237	359	103	10	93	25	9	16
6.	Failed BEL	283	124	159	45	2	43	79	27	52
7.	Coastal RP	1,873	1,215	658	209	48	161	400	66	334
8.	Wetlands RP	89	44	45	4	2	2	94	36	58
9.	RPS	100	88	12	21	8	13	73	65	8
10.	Subsistence	0	0	0	0	0	0	15	3	12
11.	VoO	642	573	69	136	32	104	314	243	71
12.	Vessel	349	257	92	71	39	32	30	21	9
13.	TOTAL	19,530	7,816	11,714	2,502	340	2,162	2,957	1,268	1,689



C. Claim Payments.

We issued our first payments to claimants on July 31, 2012. Tables 4 and 5 of the Public Report attached at Appendix A provide detail on the notices and payments issued to date. As of January 10, 2013, we have issued 22,075 Eligibility Notices with Payment Offers totaling \$1,650,090,785 billion. As of that date, we also have made over \$1.187 billion in payments on 15,671 claims.

D. Subsistence Claims.

The Claims Administrator continues to work with a nutritional expert and the Parties to define the Subsistence criteria. On January 2, 2013, the Claims Administrator announced recent Subsistence policy decisions to the Parties and has allowed them opportunity for review. The Claims Administrator will implement these policies and begin Subsistence claims processing on January 11, 2013.

E. Reconsiderations and Appeals.

1. Reconsideration Reviews and Outcomes.

To date, there have been 29,964 Eligibility and Denial Notices issued from which claimants can seek Reconsideration. Of those, 2,895 are still within the 30-day window to seek Reconsideration and have not yet done so, leaving 27,069 that have passed the window for seeking Reconsideration. Of those, claimants have asked for Reconsideration of 2,957 claims. Thus, the rate of Reconsideration from all final determinations is 10.9%. The rate of Reconsideration from Eligibility Notices is 7% and the rate of Reconsideration from Denial Notices is 25%.

Table 9 summarizes the Reconsideration Reviews we have completed, the number of Post-Reconsideration Notices we have issued, and whether the outcome of the Reconsideration



review resulted in an award that was higher (↑), lower (↓), or the same (↔). The table also includes information showing whether an original Exclusion Denial was confirmed or overturned on Reconsideration. The number of Notices issued is fewer than the reviews completed because there is a 36 hour lag time between when the review is completed and when the Notice is issued.

Table 9. Reconsideration								
A. Reconsideration Requests and Reviews								
	Claim Type	Requests Received To Date			Reviews Completed To Date			
1.	Seafood	838			347			
2.	IEL	567			486			
3.	IPV/FV	3			0			
4.	BEL	519			315			
5.	Start-Up BEL	25			14			
6.	Failed BEL	79			44			
7.	Coastal	400			69			
8.	Wetlands	94			39			
9.	Real Property Sales	73			70			
10.	Subsistence	15			3			
11.	VoO	314			271			
12.	Vessel	30			23			
13.	TOTAL	2,957			1,681			
B. Reconsideration Notices Issued								
	Claim Type	Notices Issued		Outcome of Review				
		Total Issued to Date	Weekly Average	Compensation Amount for Eligible Claims			Exclusion/Denials	
				↑	↓	↔	Confirmed	Overturned
1.	Seafood	256	17	119	17	53	67	0
2.	IEL	358	24	5	1	3	347	0
3.	IPV/FV	0	0	0	0	0	0	0
4.	BEL	184	12	67	6	26	85	2
5.	Start-Up BEL	9	1	1	0	0	8	0
6.	Failed BEL	27	1.8	0	0	0	27	0
7.	Coastal	66	4.4	14	4	20	24	4
8.	Wetlands	36	2.4	6	1	15	14	0



Table 9. Reconsideration								
9.	Real Property Sales	65	4.3	0	0	2	63	0
10.	Subsistence	3	0	0	0	0	3	0
11.	VoO	243	16	44	1	57	118	23
12.	Vessel	21	1	14		4	3	0
13.	TOTAL	1,268	85	270	30	180	759	29

2. Appeals.

(a) *BP Appeals.*

To date, we have issued 8,721 Eligibility Notices that meet or exceed the threshold amounts rendering them eligible for BP to appeal. Of those, 350 are still within the time for BP to appeal, leaving 8,371 that have passed the window for BP to consider whether to appeal. Of those 8,371, BP has appealed 381, or only 4.5%. However, out of the 381 BP has appealed, they have subsequently withdrawn 71 appeals, and another 16 have been resolved for the same amount of the Eligibility Notice. Thus, out of the 381 claims BP has appealed, 87 have either been withdrawn or resolved, confirming that the outcome of the review was correct. If we remove those 87 from the 381 BP has appealed to arrive at a more realistic “rate of disagreement” BP has with our results, that leaves 294 claims out of 8,371, or a 3.5% rate of disagreement.

Table 10 provides summary information on the status of BP’s appeals.

Table 10. Status of BP Appeals		
A. Appeal Filing/Resolution		
	Status	Total
1.	BP Appeals Filed	381
2.	Appeals Resolved	234
(a)	Withdrawn	71
(b)	Panel Decided	12
(c)	Settled by Parties	125



Table 10. Status of BP Appeals		
(d)	Administratively Closed	6
(e)	Closed for Reconsideration Review	20
B. Pending Appeals		
3.	In Pre-Panel Baseball Process	141
4.	Currently Before Panel	6
5.	TOTAL PENDING	147

(b) Claimant Appeals.

Before a claimant may appeal, he must seek Reconsideration and receive a Post-Reconsideration Notice. To date, we have issued 1,322 Post-Reconsideration Notices. Of those, 555 are still within the time for the Claimant to appeal, leaving 767 that have passed the window for the claimant to consider whether to appeal. Of those 767, claimants have appealed 111, or 14.4%. Of the 111 Claimant Appeals, 74 are appeals of Post-Reconsideration Denial Notices and 37 are appeals of Post-Reconsideration Eligibility Notices.

Table 11 provides summary information on the status of Claimant appeals.

Table 11. Status of Claimant Appeals		
A. Appeal Filing/Resolution		
	Status	Total
1.	Claimant Appeals Filed	111
2.	Appeals Resolved	17
(a)	Settled by Parties	8
(b)	Administratively Closed	7
(c)	Withdrawn	2
B. Pending Appeals		
3.	In Pre-Panel Baseball Process	27
4.	In Pre-Panel Non-Baseball Process	67
5.	Currently Before Panel	0
6.	TOTAL PENDING	94

(c) Resolved Appeals.

As reported in the tables above, 251 Claimant and BP appeals have been resolved. Table 12 provides a summary of these resolved appeals, by Claim Type. The Panel decided to award



BP's Final Proposal on ten appeals (nine VoO claims and one BEL claim). The Panel decided to award the Claimant's Final Proposal on two claims (one VoO claim and one Seafood claim).

Table 12. Outcome After Appeal								
	Claim Type	Appeals Settled or Decided by Panel			Withdrawn	Administratively Closed	Closed Because Claimant Asked For Reconsideration	Total
		Award Amount after Appeal, Compared to Eligibility Notice						
		Higher	Lower	Same				
1.	Seafood	2	59	6	28	3	8	106
2.	BEL	1	42	0	29	2	12	86
3.	Wetlands Real Property	0	0	0	1	0	0	1
4.	Real Property Sales	0	0	1	2	1	0	4
5.	VoO Charter Payment	4	19	9	11	1	0	44
6.	IEL	0	1	0	2	6	0	9
7.	VPD	0	1	0	0	0	0	1
8.	Total	7	122	16	73	13	20	251

(d) Appeal Panel Decisions.

We have added redacted versions of the Appeal Panel Decisions to the DWH website.

The forms are located in the Reporting/Appeals section of the website.

II. CLAIMANT OUTREACH EFFORTS

We have continued our Claimant Outreach efforts since the previous Court Status Report:

A. Law Firm Contacts.

On December 12, 2012, the Law Firm Contacts performed outreach regarding firms with dual representation to update claimant representation information in a quick and efficient manner. On December 17, 2012, the Law Firm Contacts, accompanied by accountant reviewers, called firms regarding Seafood Incompleteness issues. The team was able to effectively notify



the law firms what was missing from the claimant's file and what was needed to process the claim accordingly.

In addition to these calls, on December 17, 2012, the Law Firm Contacts performed outreach to law firms representing claimants who had ownership issues for their Individual Fishing Quotas or Oyster Leaseholds and claimants with incomplete vessel agreements. The purpose of the outreach was to notify the firms of the missing documentation to expedite the review without having to send Incompleteness Notices. On January 3, 2013, the law firm contacts called fifty-nine firms representing one hundred and fifty-one claimants who had received a Notice of Request for Document Verification or a Notice of Request for Authorization Forms, and had not responded to the request or provided curing documentation to date.

B. Communications Center (CCC).

The CCC experienced a slight downward trend in incoming calls as expected around the holiday season but the number of incoming calls in December averaged around 2,000 a week. The majority of incoming calls continued to focus on status updates, but we also received a number of calls regarding documentation requirements and award acceptance. Our regular 82 member team varied in size on a daily basis because of the holidays, but with the addition of our 45 new CCC agents, we were fully staffed and able to provide service with no addition to wait times for our callers.

In addition to fielding daily calls and assisting with trainings, our agents completed outreach efforts to claimants for whom ownership of Individual Fishing Quotas or Oyster Leaseholds were unclear. We also performed targeted outreach campaigns to request clarification on key facts relevant to the review of claims across multiple damage categories, including vessel agreements for Seafood Compensation Program claims, and parcel ownership



conflicts for Coastal Real Property claims. Starting this week, we began weekly outreach campaigns to notify claimants of the approval or denial of their deadline request extensions to Follow-Up Incompleteness Notices.

C. Claimant Assistance Centers (CACs).

The Claimant Outreach Program (COP) continues at the CACs. Between 12/12/12 and 1/10/13, the COP Team completed over 4,400 calls to claimants. During the past month, the CACs continued outreach to claimants who filed Claim Forms but never filed a Registration Form. The goal of the outreach campaign was to inform claimants that they must complete the Registration Form so we can review their claim(s). We received feedback from our COP Team and CAC Managers that the claimants contacted as part of this assignment were generally unaware of the Registration Form requirement. The claimants' assumption was that the Claim Form was the only required form document that was needed to participate in the Program. The majority of those contacted indicated that they would submit the documentation by mail or other available means. So far, over 30% of the claimants contacted have submitted a Registration Form after receiving a call from our team. In addition to outreach for incomplete Registration Forms, the CACs contacted claimants regarding Incompleteness Notices issued for non-IEL claims filed outside of the CACs as well as all types of claims filed in the CACs.



D. Summary of Outreach Calls.

The table below summarizes some of the Claimant Outreach Program efforts:

Table 13. Outreach Call Volume (As of 1/11/13)							
Row	Location	Calls Made	Incomplete Claims Affected	Claims With New Docs After Call	% of Claims With New Docs After Call	Claimants Visiting CAC After Call	% of Claimants Visiting CAC
1.	BrownGreer	17,534	8,676	5,482	63%	2,945	34%
2.	Garden City Group	17,582	4,248	2,431	57%	189	4%
3.	P & N	2,037	996	657	66%	40	4%
4.	PWC	310	152	120	79%	6	4%
5.	Totals	37,463	14,072	8,690	62%	3,180	15%

III. CONCLUSION

We offer this Report to ensure that the Court is informed of the status of the Program to date. If the Court would find additional information helpful, we stand ready to provide it at the Court's convenience.

/s/ Patrick A. Juneau
 PATRICK A. JUNEAU
 CLAIMS ADMINISTRATOR



CERTIFICATE OF SERVICE

I hereby certify that the above and foregoing pleading has been served on All Counsel by electronically uploading the same to Lexis Nexis File & Serve in accordance with Pretrial Order No. 12, and that the foregoing was electronically filed with the Clerk of Court of the United States District Court for the Eastern District of Louisiana by using the CM/EDF System, which will send a notice of electronic filing in accordance with the procedures established in MDL 2179, on this 11th day of January 2013.

/s/ Patrick M. Juneau
Claims Administrator

APPENDIX A

Claims Administrator Patrick Juneau has announced that the Settlement Program began issuing payments on July 31, 2012, and has been issuing outcome Notices since July 15, 2012. The Program will issue Notices on a rolling basis as we complete reviews, and they will include Eligibility Notices, Incompleteness Notices, and Denial Notices. Each Notice will provide information explaining the outcome. We will post Notices on the secure DWH Portal for any law firm or unrepresented claimant who uses the DWH Portal. We will notify firms and unrepresented claimants by email at the end of each day if we have posted a Notice that day. Firms and unrepresented claimants may then log onto the DWH Portal to see a copy of the Notice(s). Law Firms or claimants who do not use the DWH Portal will receive Notices in the mail. Claimants who receive an Eligibility Notice and qualify for a payment will receive that payment after all appeal periods have passed, if applicable, and the claimant has submitted all necessary paperwork, including a fully executed Release and Covenant Not to Sue.

Table 1	Filings by State of Residence								
	State	Registration Forms				Claims			
		Form Begun	Form Submitted	Total	%	Form Begun	Form Submitted	Total	%
1.	Alabama	761	15,586	16,347	15%	1,499	17,090	18,589	16%
2.	Florida	1,989	38,103	40,092	37%	4,610	33,209	37,819	33%
3.	Louisiana	1,775	25,840	27,615	25%	2,888	28,507	31,395	28%
4.	Mississippi	553	12,482	13,035	12%	976	12,635	13,611	12%
5.	Texas	253	5,308	5,561	5%	758	4,052	4,810	4%
6.	Other	1,038	5,655	6,693	6%	1,075	6,351	7,426	7%
7.	Total	6,369	102,974	109,343	100%	11,806	101,844	113,650	100%

Chart 1: Filings by State of Residence

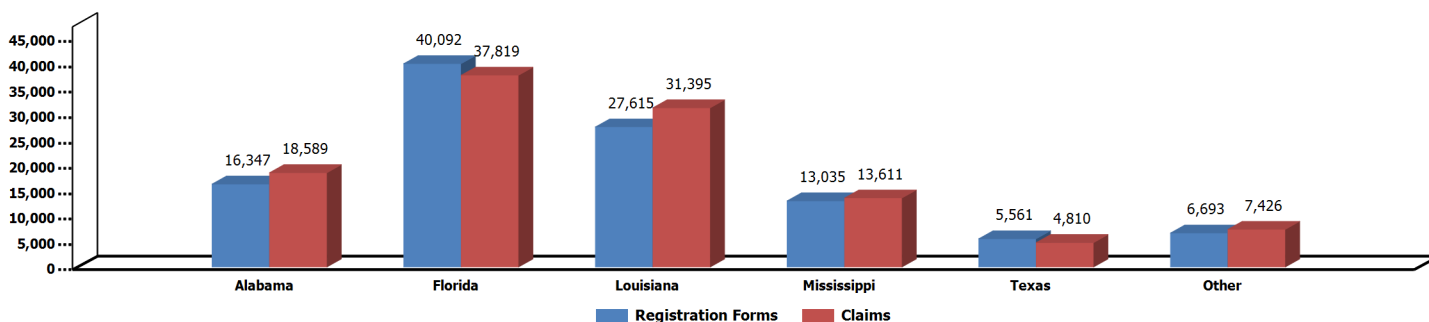


Table 2	Number of Claims by Claim Type					
	Claim Type	Claims				Unique Claimants with Form Submitted
		Form Begun	Form Submitted	Total	%	
1.	Seafood Compensation Program	941	11,165	12,106	11%	6,219
2.	Individual Economic Loss	5,997	24,986	30,983	27%	24,986
3.	Individual Periodic Vendor or Festival Vendor Economic Loss	134	162	296	<1%	162
4.	Business Economic Loss	2,077	26,742	28,819	25%	24,413
5.	Start-Up Business Economic Loss	232	2,143	2,375	2%	1,998
6.	Failed Business Economic Loss	234	1,827	2,061	2%	1,772
7.	Coastal Real Property	850	15,330	16,180	14%	10,969
8.	Wetlands Real Property	334	2,829	3,163	3%	1,013
9.	Real Property Sales	190	848	1,038	1%	685
10.	Subsistence	582	7,777	8,359	7%	7,777
11.	VoO Charter Payment	163	7,473	7,636	7%	5,397
12.	Vessel Physical Damage	72	562	634	1%	509
13.	Total	11,806	101,844	113,650	100%	78,437

Chart 2: Number of Claims by Claim Type

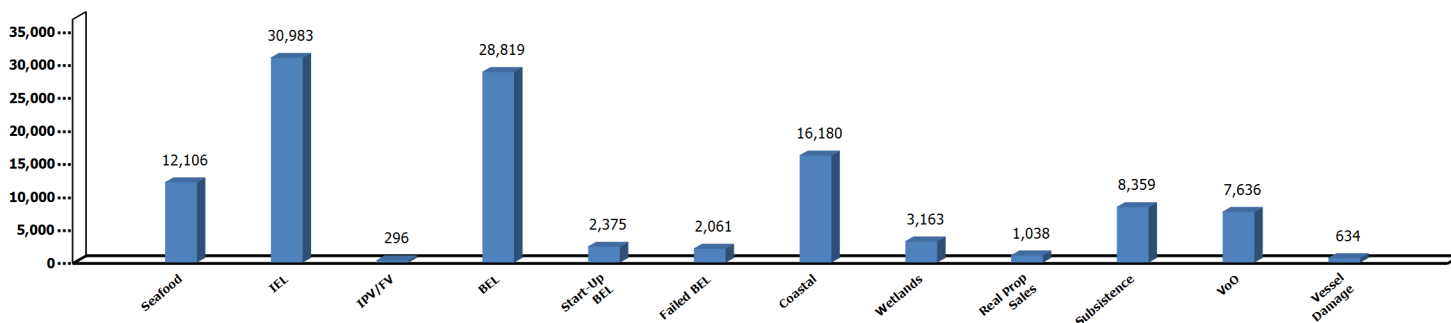


Table 3	Filings by Claimant Assistance Center								
	Claimant Assistance Center	Registration Forms				Claims			
		Form Begun	Form Submitted	Total	%	Form Begun	Form Submitted	Total	%
1.	Apalachicola, FL	23	915	938	5%	35	1,215	1,250	6%
2.	Bay St. Louis , MS	10	466	476	3%	35	534	569	3%
3.	Bayou La Batre, AL	21	624	645	4%	50	664	714	3%
4.	Biloxi , MS	35	1,572	1,607	9%	75	1,735	1,810	9%
5.	Bridge City, TX	1	174	175	1%	18	369	387	2%
6.	Clearwater, FL	67	1,771	1,838	10%	329	1,287	1,616	6%
7.	Cut Off, LA	10	399	409	2%	29	501	530	3%
8.	Fort Walton Beach , FL	12	982	994	6%	51	1,262	1,313	6%
9.	Grand Isle, LA	4	128	132	1%	7	174	181	1%
10.	Gretna/Harvey, LA	28	1,333	1,361	8%	69	1,445	1,514	7%
11.	Gulf Shores, AL	17	1,377	1,394	8%	65	1,739	1,804	9%
12.	Houma, LA	22	677	699	4%	46	785	831	4%
13.	Lafitte, LA	4	208	212	1%	12	251	263	1%
14.	Mobile, AL	39	2,119	2,158	12%	144	2,310	2,454	12%
15.	Naples, FL	25	1,087	1,112	6%	39	988	1,027	5%
16.	New Orleans – CBD BG, LA	9	151	160	1%	10	137	147	1%
17.	New Orleans East, LA	45	1,791	1,836	10%	118	2,031	2,149	10%
18.	Panama City Beach, FL	19	862	881	5%	79	1,251	1,330	6%
19.	Pensacola, FL	23	978	1,001	6%	60	1,126	1,186	6%
20.	Total	414	17,614	18,028	100%	1,271	19,804	21,075	100%

Chart 3: Number of Claims by Claimant Assistance Center

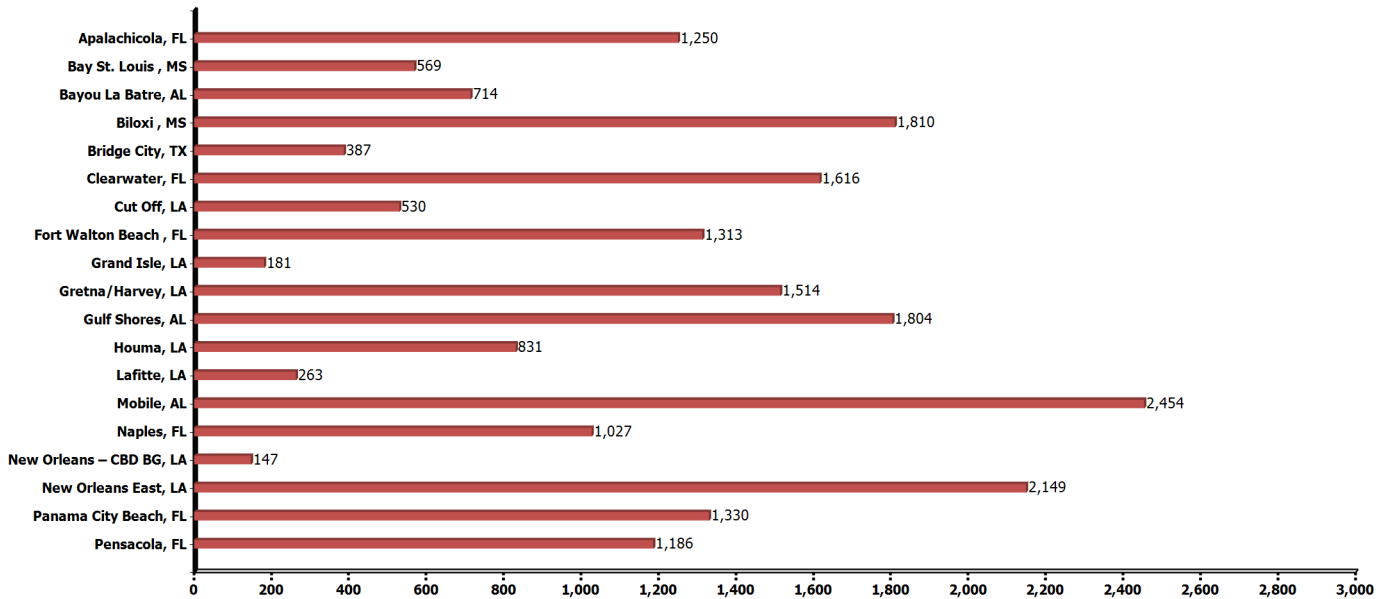


Table 4	Claim Type	Notices Issued										
		Eligible - Payable	Eligible - No Payment	Incomplete	Denial					Withdrawn	Closed	Total Claims Issued Notice
					Exclusion Denials	Prior GCCF Release	Causation Denials	Other Denials	Incomplete Denials			
1.	Seafood Compensation Program	2,904	1,216	2,319	0	515	0	56	0	38	25	7,073
2.	Individual Economic Loss	686	201	12,277	622	1,356	9	164	0	113	136	15,564
3.	Individual Periodic Vendor or Festival Vendor Economic Loss	1	0	81	0	17	0	0	0	14	1	114
4.	Business Economic Loss	3,092	58	8,902	115	307	606	4	0	192	263	13,539
5.	Start-Up Business Economic Loss	72	3	961	8	23	17	4	0	38	41	1,167
6.	Failed Business Economic Loss	1	1	603	11	59	117	182	0	11	41	1,026
7.	Coastal Real Property	8,189	12	2,338	0	232	0	468	0	64	372	11,675
8.	Wetlands Real Property	567	0	72	1	30	0	411	0	5	132	1,218
9.	Real Property Sales	272	0	55	1	19	13	289	0	10	41	700
10.	Subsistence	0	0	0	0	186	0	0	0	5	14	205
11.	VoO Charter Payment	6,056	7	622	1	0	0	417	0	17	24	7,144
12.	Vessel Physical Damage	235	3	251	0	0	0	25	0	6	10	530
13.	Total	22,075	1,501	28,481	759	2,744	762	2,020	0	513	1,100	59,955

Table 5	Claim Type	Payment Information					
		Eligibility Notices Issued with Payment Offer		Accepted Offers		Payments Made	
		Number	Amount	Number	Amount	Number	Amount
1.	Seafood Compensation Program	2,904	\$533,829,847	1,959	\$462,679,782	1,870	\$428,174,661
2.	Individual Economic Loss	686	\$6,625,589	489	\$5,075,596	395	\$4,219,754
3.	Individual Periodic Vendor or Festival Vendor Economic Loss	1	\$3,200	1	\$3,200	0	\$0
4.	Business Economic Loss	3,092	\$721,855,570	2,602	\$639,383,581	2,222	\$451,059,811
5.	Start-Up Business Economic Loss	72	\$16,610,004	59	\$15,166,402	48	\$10,555,556
6.	Failed Business Economic Loss	1	\$15,144	0	\$0	0	\$0
7.	Coastal Real Property	8,189	\$54,131,745	6,761	\$45,436,528	5,460	\$33,909,511
8.	Wetlands Real Property	567	\$45,503,489	434	\$43,079,930	355	\$38,980,769
9.	Real Property Sales	272	\$16,827,541	255	\$15,705,991	228	\$12,292,469
10.	Subsistence	0	\$0	0	\$0	0	\$0
11.	VoO Charter Payment	6,056	\$248,410,427	5,464	\$228,942,332	4,960	\$206,686,732
12.	Vessel Physical Damage	235	\$6,278,230	169	\$3,035,021	133	\$1,933,462
13.	Total	22,075	\$1,650,090,785	18,193	\$1,458,508,363	15,671	\$1,187,812,725

Legend:

1. Form Begun - Includes electronically filed registration or claim forms for the period of time between the moment a claimant or his attorney has initiated the submission of a form and moment they complete that filing by submitting the electronic signature. This definition also includes hard copy registration or claim forms where the DWH Intake Team is in the process of linking the scanned images and has not yet completed the data entry on that form.
2. Form Submitted - Includes electronically filed registration or claim forms after the claimant or his attorney completes the electronic signature and clicks the submit button. This definition also includes hard copy registration or claim forms where the DWH Intake Team has completed both the linking of scanned images and the data entry on that form.
3. Unique Claimants with Form Submitted - Counts the unique number of claimants with at least one Claim Form Submitted for each Claim Type. Because claimants may file claims for more than one Claim Type, the sum of all Claim Types will not equal the count of total unique claimants.
4. Notices Issued - The count of Notices Issued in Table 4 counts each unique claim issued a Notice only once. For claims issued multiple Notices, this report uses the following hierarchy when counting the claim: (1) Eligible - Payable; (2) Eligible - No Payment; (3) Denial; (4) Incomplete; (5) Withdrawn; (6) Closed.
5. Payment Information - The timing of payment can be affected by a number of factors. Even after the DHECC receives a Release, delay in receipt of a W-9, or in receipt of the Attorney Fee Acknowledgment Form can delay payment. In addition, any alterations or omissions on the Release Form, or an assertion of a third-party lien against an award amount, can delay payment. As a result, this report will show a higher number of Accepted Offers than Amounts Paid.
6. Note: The Claims Administrator continually monitors the status of all claim filings. Through this process, the Claims Administrator may find duplicate claims from the same claimant. In such cases, the Claims Administrator will close the duplicate claim and only process the remaining valid claim. This report excludes duplicate claims from all counts of claims filed.